

REMARKS

Reconsideration of the present application, as amended, is respectfully requested.

By means of the present amendment, the current Abstract has been deleted and replaced with the enclosed New Abstract that better conform to U.S. practice. Further, claims 1-9 have been amended to delete reference designations.

In the Office Action, claims 5-7 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite. In response, claims 5-7 have been amended to clarify the informalities noted by the Examiner. It is respectfully submitted that claims 5-7, as amended, particularly point out and distinctly claim the subject matter which applicants regard as the invention. Accordingly, withdrawal of the rejection to claims 5-7 under 35 U.S.C. §112, second paragraph, is respectfully requested.

In the Office Action, claims 1-9 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Number 6,167,277 (Kawamoto). In response, claim 9 has been amended. Applicants respectfully submit that claims 1-9, as well as new claims 10-19 are patentable over Kawamoto for at least the following reasons.

Kawamoto discloses in FIG 1 a positioning system with two portable remote terminals 20A, 20B, base stations 21A, 21B and a public network 24 connected to a server 25 attached to a data base 26. As specifically recited on column 4, lines 54-65, a demand for connection to the portable remote terminal 20B is transmitted from the portable remote terminal 20A to the server 25, by way of the base station 21A and public network 24. In response to this demand, the server 25 transmits information signal to the portable remote terminal 20B. As recited on column 5, lines 48-56, when service is established between the two portable remote terminals 20A, 20B, the portable remote terminals 20A, 20B transmit their respective positional information regarding their present positions.

In stark contrast, the present invention as recited in independent claims 1, 8 and 9, requires that the position information be transmitted by the mobile network, where it is the mobile network itself that has position determining means that determines the position information of the first mobile terminal for transmission to the second mobile terminal. Further, independent claims 1, 8 and 9, recite that the two mobile terminals 'are not necessarily communicating with each other' since it is the

mobile network and position determining means that determine and transmit the position information.

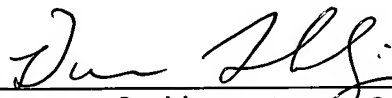
These features recited in independent claims 1, 8 and 9 are nowhere taught or suggested Kawamoto. Accordingly, it is respectfully submitted that independent claims 1 and 8-9 be allowed. In addition, it is respectfully submitted that claims 2-7, and 10-19 should also be allowed at least based on their dependence from independent claims 1 and 8-9.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

If any informalities remain, the Examiner is requested to telephone the undersigned in order to expedite allowance.

Please charge any fee deficiencies and credit any overpayments  
to Deposit Account No. 14-1270.

Respectfully submitted,

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October 12, 2004

Enclosure: New Abstract

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PATENT  
Serial No. 10/015,841  
Amendment in Reply to Office Action of July 12, 2004

NEW ABSTRACT

A method and system for providing position information of at least first and second mobile terminals, which are part of a mobile network. The mobile network includes a position determining unit to determine the position information of the first mobile terminal, where the first and second mobile terminals are not necessarily communicating with each other. The position determining unit determines the position information of the first mobile terminal, and the mobile network transmits the position information to the second mobile terminal.